



01-25-06

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PATENTS  
UV-84

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicants : Michael D. Ellis et al.  
Application No. : 09/332,244 Confirmation No. : 2681  
Filed : June 11, 1999  
For : CLIENT-SERVER BASED INTERACTIVE  
TELEVISION PROGRAM GUIDE SYSTEM WITH  
REMOTE SERVER RECORDING  
Group Art Unit : 2611  
Examiner : Hunter B. Lonsberry  
Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

EXPRESS MAIL CERTIFICATION

Express Mail Label No. EV 619615625 US

Date of Deposit: January 23, 2006

I hereby certify that this certification and the following papers:

1. Transmittal Letter for Ninth Supplemental Information Disclosure Statement (in duplicate);
2. Ninth Supplemental Information Disclosure Statement;
3. Form PTO/SB/08 (in duplicate);
4. copies of four (4) cited references;
5. postcard;
6. copy of the October 21, 2005 European Search Report and copies of two (2) September 2, 2005 Chinese Notifications of the First Office Action; and
7. copy of the Form PTO/SB/08a originally submitted on May 11, 2005 (in duplicate)

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Isatta B. Smith

Name: \_\_\_\_\_



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Alexandria, Virginia 22313-1450

TRANSMITTAL LETTER FOR NINTH SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT

Sir:

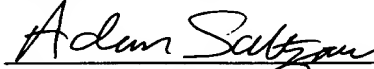
Transmitted herewith are a Ninth Supplemental Information Disclosure Statement, an accompanying Form PTO/SB/08 (submitted in duplicate) and a copy of three (3) cited references to be filed in connection with the above-identified patent application.

The Ninth Supplemental Information Disclosure Statement is submitted before the mailing date of any of a Final Office Action, a Notice Of Allowance, or an Office Action that otherwise closes prosecution. In accordance with 37 C.F.R. § 1.97(c)(2), the Director is hereby authorized to charge payment of the \$180.00 fee for submission of an Information Disclosure Statement to Deposit Account No. 06-1075, Order No. (003597-0084). The Director is also hereby authorized to charge payment

of any additional fees required in connection with this Statement, or credit any overpayment of the same, to Deposit Account No. 06-1075, Order No. (003597-0084).

A duplicate copy of this letter is transmitted herewith.

Respectfully submitted,



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Alexandria, Virginia 22313-1450

NINTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97,  
applicants hereby make the following documents of record  
in the above-identified patent application:

U.S. Patent Documents

Strubbe et al.	5,047,867	09/10/1991
Young et al.	5,479,268	12/26/1995
Gudesen*	5,761,607	06/02/1998

\* In the Office Action mailed on May 31, 2005, claims pending in this patent application were rejected based on Gudesen U.S. Patent No. 5,761,607, issued June 2, 1998 (hereinafter "Gudesen"). The PTO-892 enclosed with the Office Action, however, did not list Gudesen. To ensure that Gudesen appears on the face of any patent that may issue in connection with the above-identified patent application, applicants are listing Gudesen in this Supplemental Information Disclosure Statement and the PTO/SB/08 enclosed (in duplicate) herewith. Although the PTO-892 did not include Gudesen, it did include Clemens et al. U.S. Patent No. 5,671,607, issued September 30, 1997 (titled "Compression Refrigeration Machine")

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U.S. Patent Documents

Artigalas et al.	6,091,883	07/18/2000
Boyer et al.	20040128686-A1	07/01/2004
Ellis et al.	20040181814-A1	09/16/2004
Ellis	6,820,278	11/16/2004
Knudson et al.	20050204388-A1	09/15/2005

Foreign Patent Documents

0753964	EP	01/15/1997
0762756	EP	03/12/1997
0940985	EP	09/08/1999

The aforementioned documents are also listed on the accompanying Form PTO/SB/08 (submitted in duplicate). Pursuant to 37 C.F.R. 1.98(a)(2) a copy of each Foreign Patent Document is enclosed herewith. Additionally, aside from Artigalas et al., U.S. Patent No. 6,091,883 (hereinafter "Artigalas"), copies of the U.S. Patent Documents are not enclosed herewith. Artigalas is the U.S. counterpart of EP 0753964 (cited above) and is enclosed herewith as the English translation of EP 0753964. It is respectfully requested that these documents be: (1) fully considered by the Patent and Trademark Office during examination of this patent application; and (2) printed on any patent that may issue on this patent application.

Some of the aforementioned documents were cited in communications from foreign patent offices in connection with counterpart foreign patent applications.

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(hereinafter "Clemens"). Clemens was not referenced in the substantive portions of the Office Action. Applicants believe that Clemens was included in the PTO-892 as a result of a clerical error and request clarification if Clemens was intentionally included in the PTO-892.

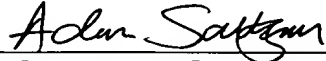
In particular, the communications are as follows: (1) the October 21, 2005 European Search Report issued in connection with applicants' corresponding European Patent App. No. 03078212.2; (2) the September 2, 2005 Notification of the First Office Action issued in connection with applicants' corresponding Chinese Patent App. No. 200410030099.6; and (3) the September 2, 2005 Notification of the First Office Action issued in connection with applicants' corresponding Chinese Patent App. No. 200410030100.5. Copies of the European Search Report and the two Chinese Notifications are enclosed herewith.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

Applicants request that a copy of Form PTO/SB/08 submitted herewith (in duplicate) be returned with the next communication as considered and initialed by the Examiner. Applicants also request that a copy of the Form PTO/SB/08a submitted (in duplicate) on May 11, 2005 with the Eighth Supplemental Information Disclosure Statement be returned with the next communication as considered and initialed by the Examiner. A copy of the Form PTO/SB/08a submitted on May 11, 2005 is enclosed herewith (in duplicate) for the Examiner's convenience.

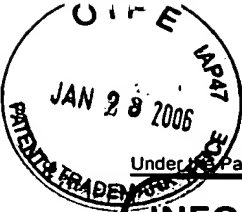
Consideration of the foregoing in relation to  
this patent application is respectfully requested.

Respectfully submitted,



---

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PTO/SB/08 (08-03 )

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 1

Application Number	09/332,244
Filing Date	June 11, 1999
First Named Inventor	Michael D. Ellis
Art Unit	2611
Examiner Name	Hunter B. Lonsberry
Attorney Docket Number	UV-84
Confirmation Number	2681

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		5,047,867	09/10/1991	Strubbe et al.	
		5,479,268	12/26/1995	Young et al.	
		5,761,607	06/02/1998	Gudesen	
		6,091,883	07/18/2000	Artigas et al.	
		20040128686-A1	07/01/2004	Boyer et al.	
		20040181814-A1	09/16/2004	Ellis et al.	
		6,820,278	11/16/2004	Ellis	
		20050204388-A1	09/15/2005	Knudson et al.	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		EP 0753964	01/15/1997			✓
		EP 0762756	03/12/1997			
		EP 0940985	09/08/1999			

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached. In particular, the U.S. counterpart of EP 0753964 is U.S. Patent No. 6,091,883, which enclosed herewith as the English translation of EP 0753964.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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		Number-Kind Code <sup>2</sup> (if known)			
		20050044567-A1	February 24, 2005	Young et al.	
		6,850,693	February 1, 2005	Young et al.	
		20040008971-A1	January 15, 2004	Young et al.	
		6,498,895	December 24, 2002	Young et al.	
		6,167,188	December 26, 2000	Young et al.	
		5,949,954	September 7, 1999	Young et al.	
		5,809,204	September 15, 1998	Young et al.	
		5,592,551	January 7, 1997	Lett et al.	
		5,479,266	December 26, 1995	Young et al.	

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		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

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Examiner  
SignatureDate  
Considered

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